IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CONTEMPT PETITION NO.357 OF 2006

In

WRIT PETITION NO.10275 OF 2004

Dr.Surekha P. Bhandari & Ors. : Petitioners

V/s.

Shri A.M.Khan, Secretary,
Department of Medical Education & Drugs,
Mantralaya, Mumbai-32 & Ors. : Respondents

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Mr.R.N.Singhvi i/b. Mr.S.P.Saxena for the petitioners.
Mr.A.A.Kumbhakoni, Associate Advocate General, with
Mr.D.A.Patil, Asstt. Govt. Pleader for resp. nos.1 & 2.
Mr.S.R.Atre for respondent no.3.

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CORAM : S.A.BOBDE, J.

DATE : OCTOBER 01, 2007.

P.C.

1. According to the petitioners, the respondent-State has not complied with the prescribed ratio of 50:50 in respect of Medicos and non-Medicos in the Biochemistry Department of B.J. Medical College, Pune.

2. The learned Associate Advocate General states that it

has not been possible to post Medicos from other Colleges to B.J. Medical College. He submits that several administrative difficulties, including resignations of those who had been transferred to B.J. Medical College had occurred.

3. Apparently, the only solution seems to be that fresh recruits to the service are posted to B.J. Medical College for balancing the ratio to 50:50 medicos and non-medicos. Mr.Atre, the learned counsel appearing for the M.P.S.C., the body entrusted with recruitment, states that the M.P.S.C. has already issued advertisements and will complete the recruitment and appointment process within a period of three months from today. That statement is accepted.

4. The learned Associate Advocate General stated that the State will issue orders of appointment to candidates selected by the M.P.S.C. within a period of one month from receiving such communication of selection. The statement on behalf of the State is accepted.

5. Accordingly, the respondent-M.P.S.C. is directed to complete the recruitment process within a period of three months from today and communicate the list of selected candidates to the respondent-State within a period of 15

days thereafter. On receipt of such list, the State is directed to make appointments. Thereupon the learned Associate Advocate General states that fresh recruits will be posted at B.J.Medical College, Pune, for the purpose of balancing the ratio in question. Order accordingly.

6. The Contempt Petition is disposed of.

S.A. BOBDE, J.